

THE HON'BLE SRI JUSTICE N.V. RAMANA

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W.P.No. 12725 of 1996

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DATE: 14-11-2006

Between:

Md. Fasioddin

..Petitioner.

And

The Person-in-Charge,
Agricultural Market Committee,
Suryapet, Nalgonda district and another.

..Respondents

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THE HON'BLE SRI JUSTICE N.V. RAMANA

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W.P.No.12725 of 1996

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ORDER:

This writ petition is filed to direct the respondents not to cancel or suspend the order dated 21-06-1996 of the 1st respondent and continue the petitioner to work as Assistant Market Supervisor, Agricultural Market Committee, Suryapet in the existing vacancy.

The name of the petitioner was sponsored by the Employment Officer, Nalgonda for recruitment to the post of Assistant Market Supervisory, Suryapet and by the order dated 21-06-1996 of the 1st respondent, the petitioner was selected and appointed as such in the existing vacancy. The order dated 21-06-1996 of the 1st respondent reads as under:

“Sri Md. Fasoddin s/o Naimuddin r/o Suryapet Employment Registration No.N1/1989/01116 duly sponsored through the reference 3rd cited and who fulfils the qualifications laid down under Rule 180 of Andhra Pradesh (A.P. & L.S.) Market Rules, 1969 is hereby selected and appointed temporarily as Assistant Market Supervisor in the existing vacancy in the pay scale of 1745-40-1825-50-2075-60-2375-75-2750-90-3200-110-3420

from the date of his joining duty. The said candidate is hereby informed that his appointment is purely temporary and liable to be terminated at any time without notice and without assigning any reasons therefor.”

According to the petitioner, in pursuance of the order of appointment, he joined in service and discharging duties as Assistant Market Supervisor. While so, by communication dated 26-06-1996 of the 2nd respondent the order of appointment of Assistant Market Supervisor in the Agricultural Market Committee, Suryapet was suspended and the 1st respondent was requested to send original records relating to the appointment of Assistant Market Supervisor made by him through special messenger. In compliance of the communication dated 26-06-19996, the 1st respondent suspended the order dated 21-06-1996 appointing the petitioner as Assistant Market Supervisor.

While admitting the writ petition, this court suspended the orders dated 01-07-1996 and 26-06-1996 of the respondents. The petitioner, it is stated, is continuing in service by virtue of the order of interim suspension granted by this court. Though the writ petition was admitted as far back as in 1996 and interim direction granted, the respondents neither filed counter nor is there any representation made on their behalf.

In the absence of any counter resisting the averments made by the petitioner in the writ petition, this court has no other go, except to dispose of the writ petition with the following direction:

If at all the respondents intend to initiate any action against the petitioner, they shall do so only by following the due process of law.

With the above direction, the writ petition is disposed of. No

costs.

N.V. RAMANA, J

Dated: 14 -11-2006
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